

**Representative Melissa G. Ballard** proposes the following substitute bill:

**DISABILITY SERVICES AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Melissa G. Ballard**

Senate Sponsor: Ann Millner

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**LONG TITLE**

**General Description:**

This bill creates the Coordinated Care Services for Children with Disabilities Grant Program.

**Highlighted Provisions:**

This bill:

- defines terms;
- creates the Coordinated Care Services for Children with Disabilities Grant Program within the Department of Health and Human Services;
- creates research and reporting requirements;
- provides a sunset date; and
- makes technical and conforming changes.

**Money Appropriated in this Bill:**

This bill appropriates in fiscal year 2025:

- to Department of Health and Human Services - Integrated Health Care Services - Medicaid Other Services as a one-time appropriation:
  - from the General Fund, One-time, \$1,200,000

**Other Special Clauses:**

This bill provides a special effective date.



**Utah Code Sections Affected:**

AMENDS:

**63I-1-226 (Superseded 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 249, 269, 270, 275, 332, 335, 420, and 495 and repealed and reenacted by Laws of Utah 2023, Chapter 329

**63I-1-226 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters 249, 269, 270, 275, 310, 332, 335, 420, and 495 and repealed and reenacted by Laws of Utah 2023, Chapter 329 and last amended by Coordination Clause, Laws of Utah 2023, Chapters 329, 332

ENACTS:

**26B-3-143**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **26B-3-143** is enacted to read:

**26B-3-143. Coordinated Care Services for Children with Disabilities Grant Program.**

(1) As used in this section:

(a) "Coordinated care services" means a coordinated medical and behavioral health service package that is consistent with the services provided through the traditional Medicaid state plan benefit and will be provided in the home of a qualified enrollee or in a clinical setting.

(b) "Program" means a statewide program described in Subsection (2).

(c) "Qualified enrollee" means an individual:

(i) who is less than 19 years old;

(ii) who is not currently served under an existing home and community-based services waiver; and

(iii) who, because of a physical, intellectual, or developmental disability, meets the level of care criteria for admission to a hospital, nursing facility, or intermediate care facility and can receive such care while living at home.

(2) (a) There is created the Coordinated Care Services for Children with Disabilities Grant Program to award one or more grants for implementation of a statewide program to

57 provide qualified enrollees with coordinated care services with the goal of enabling an  
58 individual to live at home and not be placed in an institutional setting.

59 (b) The number of program participants shall be capped based on funds appropriated.

60 (c) The department shall operate the Coordinated Care Services for Children with  
61 Disabilities Grant Program without federal funds under Title XIX or Title XXI of the Social  
62 Security Act.

63 (d) The department may make rules, in accordance with Title 63G, Chapter 3, Utah  
64 Administrative Rulemaking Act, to implement the Coordinated Care Services for Children  
65 with Disabilities Grant Program.

66 (3) The department and a grant recipient shall cooperate to research and evaluate:

67 (a) whether enrollment in the program contributed to a reduction in:

68 (i) the need for hospitalizations, emergency department visits, and other services  
69 provided in an institutional setting, for qualified enrollees who received coordinated care  
70 services through the program; and

71 (ii) the need for time away from work for parents of qualified enrollees;

72 (b) medical needs of qualified enrollees throughout the state;

73 (c) financial barriers for families of qualified enrollees in accessing medical care;

74 (d) gaps in private insurance coverage for families of children with significant  
75 disabilities or complex medical needs;

76 (e) services and therapies currently not accessible through an existing home and  
77 community-based services waiver that may benefit qualified enrollees; and

78 (f) satisfaction of qualified enrollees and their family members with the program.

79 (4) (a) A political subdivision, institution of higher education, or not-for-profit  
80 organization may submit a proposal to the department for a grant to implement a program.

81 (b) A proposal described in Subsection (4)(a) shall:

82 (i) describe the anticipated short-term and long-term benefits of providing coordinated  
83 care services to qualified enrollees;

84 (ii) provide details regarding:

85 (A) how the political subdivision, institution of higher education, or not-for-profit  
86 organization plans to implement a program; and

87 (B) any plan to use funding sources in addition to a grant awarded under this section

88 for the program; and

89 (iii) provide any other information the department determines necessary to evaluate the  
90 proposal.

91 (5) In evaluating a proposal under Subsection (4), the department shall consider:

92 (a) how the political subdivision, institution of higher education, or not-for-profit  
93 organization will ensure effective administration of a proposed program;

94 (b) the extent to which any additional funding sources described in the proposal are  
95 likely to benefit the program; and

96 (c) the sustainability of the proposal.

97 (6) Before December 31, 2026, the department shall provide a written report to the  
98 Health and Human Services Interim Committee regarding:

99 (a) data gathered in relation to each program for which a grant is awarded under this  
100 section; and

101 (b) recommendations resulting from the research and evaluation described in  
102 Subsection (3).

103 Section 2. Section **63I-1-226 (Superseded 07/01/24)** is amended to read:

104 **63I-1-226 (Superseded 07/01/24). Repeal dates: Titles 26A through 26B.**

105 (1) Subsection **26B-1-204(2)(i)**, related to the Primary Care Grant Committee, is  
106 repealed July 1, 2025.

107 (2) Section **26B-1-315**, which creates the Medicaid Expansion Fund, is repealed July 1,  
108 2024.

109 (3) Section **26B-1-319**, which creates the Neuro-Rehabilitation Fund, is repealed  
110 January 1, 2025.

111 (4) Section **26B-1-320**, which creates the Pediatric Neuro-Rehabilitation Fund, is  
112 repealed January 1, 2025.

113 (5) Subsection **26B-1-324(4)**, the language that states "the Behavioral Health Crisis  
114 Response Commission, as defined in Section **63C-18-202**," is repealed December 31, 2026.

115 (6) Subsection **26B-1-329(6)**, related to the Behavioral Health Crisis Response  
116 Commission, is repealed December 31, 2026.

117 (7) Section **26B-1-402**, related to the Rare Disease Advisory Council Grant Program, is  
118 repealed July 1, 2026.

(8) Section 26B-1-409, which creates the Utah Digital Health Service Commission, is repealed July 1, 2025.

(9) Section 26B-1-410, which creates the Primary Care Grant Committee, is repealed July 1, 2025.

(10) Section 26B-1-416, which creates the Utah Children's Health Insurance Program Advisory Council, is repealed July 1, 2025.

(11) Section 26B-1-417, which creates the Brain Injury Advisory Committee, is repealed July 1, 2025.

(12) Section 26B-1-418, which creates the Neuro-Rehabilitation Fund and Pediatric Neuro-Rehabilitation Fund Advisory Committee, is repealed January 1, 2025.

(13) Section 26B-1-422, which creates the Early Childhood Utah Advisory Council, is repealed July 1, 2029.

(14) Section 26B-1-428, which creates the Youth Electronic Cigarette, Marijuana, and Other Drug Prevention Program, is repealed July 1, 2025.

(15) Section 26B-1-430, which creates the Coordinating Council for Persons with Disabilities, is repealed July 1, 2027.

(16) Section 26B-1-431, which creates the Forensic Mental Health Coordinating Council, is repealed July 1, 2023.

(17) Section 26B-1-432, which creates the Newborn Hearing Screening Committee, is repealed July 1, 2026.

(18) Section 26B-1-434, regarding the Correctional Postnatal and Early Childhood Advisory Board, is repealed July 1, 2026.

(19) Section 26B-2-407, related to drinking water quality in child care centers, is repealed July 1, 2027.

(20) Subsection 26B-3-107(9), which addresses reimbursement for dental hygienists, is repealed July 1, 2028.

(21) Section 26B-3-136, which creates the Children's Health Care Coverage Program, is repealed July 1, 2025.

(22) Section 26B-3-137, related to reimbursement for the National Diabetes Prevention Program, is repealed June 30, 2027.

(23) Section 26B-3-143, related to the Coordinated Care Services for Children with

150 Disabilities Grant Program, is repealed July 1, 2028.

151 [~~(23)~~] (24) Subsection 26B-3-213(2), the language that states "and the Behavioral  
152 Health Crisis Response Commission created in Section 63C-18-202" is repealed December 31,  
153 2026.

154 [~~(24)~~] (25) Sections 26B-3-302 through 26B-3-309, regarding the Drug Utilization  
155 Review Board, are repealed July 1, 2027.

156 [~~(25)~~] (26) Title 26B, Chapter 3, Part 5, Inpatient Hospital Assessment, is repealed July  
157 1, 2024.

158 [~~(26)~~] (27) Title 26B, Chapter 3, Part 6, Medicaid Expansion Hospital Assessment, is  
159 repealed July 1, 2024.

160 [~~(27)~~] (28) Title 26B, Chapter 3, Part 7, Hospital Provider Assessment, is repealed July  
161 1, 2028.

162 [~~(28)~~] (29) Section 26B-3-910, regarding alternative eligibility, is repealed July 1,  
163 2028.

164 [~~(29)~~] (30) Section 26B-4-136, related to the Volunteer Emergency Medical Service  
165 Personnel Health Insurance Program, is repealed July 1, 2027.

166 [~~(30)~~] (31) Section 26B-4-710, related to rural residency training programs, is repealed  
167 July 1, 2025.

168 [~~(31)~~] (32) Subsections 26B-5-112(1) and (5), the language that states "In consultation  
169 with the Behavioral Health Crisis Response Commission, established in Section 63C-18-202,"  
170 is repealed December 31, 2026.

171 [~~(32)~~] (33) Section 26B-5-112.5 is repealed December 31, 2026.

172 [~~(33)~~] (34) Section 26B-5-114, related to the Behavioral Health Receiving Center  
173 Grant Program, is repealed December 31, 2026.

174 [~~(34)~~] (35) Section 26B-5-118, related to collaborative care grant programs, is repealed  
175 December 31, 2024.

176 [~~(35)~~] (36) Section 26B-5-120 is repealed December 31, 2026.

177 [~~(36)~~] (37) In relation to the Utah Assertive Community Treatment Act, on July 1,  
178 2024:

179 (a) Subsection 26B-5-606(2)(a)(i), the language that states "and" is repealed; and

180 (b) Subsections 26B-5-606(2)(a)(ii), 26B-5-606(2)(b), and 26B-5-606(2)(c) are

181 repealed.

182       ~~[(37)]~~ (38) In relation to the Behavioral Health Crisis Response Commission, on  
183 December 31, 2026:

184       (a) Subsection 26B-5-609(1)(a) is repealed;

185       (b) Subsection 26B-5-609(3)(a), the language that states "With recommendations from  
186 the commission," is repealed;

187       (c) Subsection 26B-5-610(1)(b) is repealed;

188       (d) Subsection 26B-5-610(2)(b), the language that states "and in consultation with the  
189 commission," is repealed; and

190       (e) Subsection 26B-5-610(4), the language that states "In consultation with the  
191 commission," is repealed.

192       ~~[(38)]~~ (39) Subsections 26B-5-611(1)(a) and (10), in relation to the Utah Substance  
193 Use and Mental Health Advisory Council, are repealed January 1, 2033.

194       ~~[(39)]~~ (40) Section 26B-5-612, related to integrated behavioral health care grant  
195 programs, is repealed December 31, 2025.

196       ~~[(40)]~~ (41) Subsection 26B-7-119(5), related to reports to the Legislature on the  
197 outcomes of the Hepatitis C Outreach Pilot Program, is repealed July 1, 2028.

198       ~~[(41)]~~ (42) Section 26B-7-224, related to reports to the Legislature on violent incidents  
199 and fatalities involving substance abuse, is repealed December 31, 2027.

200       ~~[(42)]~~ (43) Title 26B, Chapter 8, Part 5, Utah Health Data Authority, is repealed July 1,  
201 2024.

202       ~~[(43)]~~ (44) Section 26B-8-513, related to identifying overuse of non-evidence-based  
203 health care, is repealed December 31, 2023.

204       Section 3. Section 63I-1-226 (Effective 07/01/24) is amended to read:

205       **63I-1-226 (Effective 07/01/24). Repeal dates: Titles 26A through 26B.**

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272 Grant Program, is repealed December 31, 2026.

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274 December 31, 2024.

275 ~~[(34)]~~ (35) Section 26B-5-120 is repealed December 31, 2026.

276 ~~[(35)]~~ (36) In relation to the Utah Assertive Community Treatment Act, on July 1,  
277 2024:

278 (a) Subsection 26B-5-606(2)(a)(i), the language that states "and" is repealed; and

279 (b) Subsections 26B-5-606(2)(a)(ii), 26B-5-606(2)(b), and 26B-5-606(2)(c) are  
280 repealed.

281 ~~[(36)]~~ (37) In relation to the Behavioral Health Crisis Response Commission, on  
282 December 31, 2026:

283 (a) Subsection 26B-5-609(1)(a) is repealed;

284 (b) Subsection 26B-5-609(3)(a), the language that states "With recommendations from  
285 the commission," is repealed;

286 (c) Subsection 26B-5-610(1)(b) is repealed;

287 (d) Subsection 26B-5-610(2)(b), the language that states "and in consultation with the  
288 commission," is repealed; and

289 (e) Subsection 26B-5-610(4), the language that states "In consultation with the  
290 commission," is repealed.

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292 Use and Mental Health Advisory Council, are repealed January 1, 2033.

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299 ~~[(41)]~~ (42) Title 26B, Chapter 8, Part 5, Utah Health Data Authority, is repealed July 1,  
300 2024.

301 ~~[(42)]~~ (43) Section 26B-8-513, related to identifying overuse of non-evidence-based  
302 health care, is repealed December 31, 2023.

303 Section 4. **FY 2025 Appropriation.**

304 The following sums of money are appropriated for the fiscal year beginning July 1,

2024, and ending June 30, 2025. These are additions to amounts previously appropriated for fiscal year 2025.

Subsection 4(a). **Operating and Capital Budgets.**

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature appropriates the following sums of money from the funds or accounts indicated for the use and support of the government of the state of Utah.

ITEM 1 To Department of Health and Human Services - Integrated Health Care Services

From General Fund, One-time	\$1,200,000
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Schedule of Programs:

Medicaid Other Services	\$1,200,000
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The Legislature intends that the Department of Health and Human Services use the appropriation under this item for the Coordinated Care Services for Children with Disabilities Grant Program created in Section [26B-4-326](#).

Section 5. **Effective date.**

(1) Except as provided in Subsection (2), this bill takes effect on May 1, 2024.

(2) The actions affecting Section [63I-1-226](#) (Effective 07/01/24) take effect on July 1, 2024.